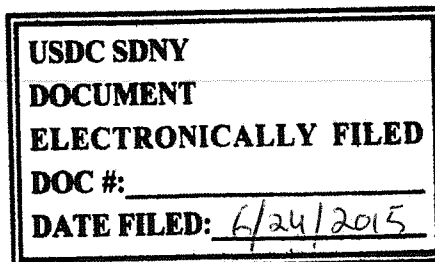


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June 23, 2015

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The Honorable Analisa Torres  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: *Marathon Asset Management, LP v. Wilmington Trust, N.A.*, Case No. 1:15-cv-04727 (AT)(AJP)**

Dear Judge Torres:

We represent Angelo Gordon & Co., LP, Apollo Advisors VII, L.P., and Brookfield Asset Management Private Institutional Capital Adviser (Canada), L.P. (collectively the "Intervenor Defendants") and respectfully submit this letter to request that the Intervenor Defendants' and defendant Wilmington Trust, N.A.'s ("Wilmington Trust") time to respond to Plaintiff Marathon Asset Managements, LP's ("Marathon") complaint be extended to July 20, 2015.

The Intervenor Defendants removed this action from New York State Supreme Court on June 17, 2015. Under Fed. R. Civ. Proc. 81(c)(2), the Intervenor Defendants' time to respond to Marathon's complaint currently expires on the later of seven days after filing the Notice of Removal (*i.e.*, June 24, 2015) or 21 days after service of the complaint in the underlying state law action (*i.e.*, July 2, 2015).<sup>1</sup> This is the Intervenor Defendants' and Wilmington Trust's first request for an extension of time to respond to the complaint. Marathon has consented to the extension.

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<sup>1</sup> The New York State Supreme Court granted the Intervenor Defendants' stipulation of intervention on June 12, 2015. The Intervenor Defendants were not served with the complaint and were not parties to this action before that date.

O'MELVENY & MYERS LLP

Hon. Analisa Torres, June 23, 2015 - Page 2

Respectfully Submitted,

/s/ Jonathan Rosenberg

Jonathan Rosenberg  
Partner  
of O'MELVENY & MYERS LLP

JR

cc: All Counsel of Record

GRANTED to the extent that by **July 20, 2015**, the Intervenor Defendants and Wilmington Trust shall answer the complaint or submit a letter requesting a pre-motion conference pursuant to Paragraph III of this Court's Individual Practices in Civil Cases.

SO ORDERED.

Dated: June 24, 2015  
New York, New York



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ANALISA TORRES  
United States District Judge